

Regional Freedom of Information Act Officer  
U.S. Environmental Protection Agency, Region 10  
Office of Regional Counsel, Air, Toxics, and Information Law Branch  
1200 6th Avenue  
Suite 155, Mail Stop 11-C07  
Seattle, WA 98101  
(206) 553-8665

Dear Ms. Mercer,

This public records request is submitted pursuant to Freedom of Information Act ("FOIA"), 5 U.S.C. § 552. Specifically, this request concerns U.S. Environmental Protection Agency (USEPA) records relating to the Ash Grove Cement Company, Rivergate Plant, located at 13939 N Rivergate Boulevard, Portland, OR 97203, ODEQ Facility ID 3750 ("Ash Grove Rivergate Facility").

Throughout this request, the term "records" is intended to have the broadest most inclusive meaning possible under this public records request. As such, the term "records" includes, but is not limited to, all documents, agreements, contracts, studies, reports, permits, authorizations, analyses, memoranda, communications, emails, including emails of personal accounts, facsimile, transcripts, minutes, notes, drafts, bulletins, worksheets, schedules, calendars, phone records, entries in books of account, drawing, photographs, renderings, figures, work papers, presentations, compilations, spreadsheets, databases, and/or communications received or obtained by USEPA. Specifically, the term "records" includes, but is not limited to, all agency records in electronic, hard copy, or any other tangible or graphic format, however produced or reproduced. "Communications" means any and all written, electronic, and recorded communications within, to or from USEPA (and to or from USEPA's agents, consultants or contractors working on the Site defined above), including letters, electronic forms and submissions, voicemail, and email, including any attachment or enclosure included with the communication. "Communication" includes but is not limited to any communications between USEPA and the Oregon Department of Environmental Quality (ODEQ).

The time period of this request is January 1, 1963 to 2006. I request copies of or the opportunity to inspect and copy the following agency records:

1. Emissions testing data from the Ash Grove Rivergate facility for non-traditional pollutants such as toxic metals, dioxins, and speciated organic emissions. This request does not seek data on NOx, SOx, or particulates. This request also does not seek USEPA Toxic Release Inventory (TRI) Form R's for the Ash Grove Rivergate facility.
2. The basis for the calculations for the data presented in the TRI Form R's for the Ash Grove Rivergate Facility. This request does not seek copies of the TRI Form R's for the Ash Grove Rivergate facility.

Should you determine that any of the requested material is exempt from disclosure, please describe the material withheld and specify the basis for withholding it. All non-exempt parts of documents that are capable of segregation should be provided.

Please disclose these materials to me as they become available to you without waiting until all responsive records are assembled. I authorize costs up to \$250 associated with copying and review time to respond to this request. Please let me know in the event that the costs will exceed this amount.

Please forward all responsive records in electronic form to:

Carolyn Huynh  
Integral Consulting  
chuynh@integral-corp.com  
425-359-3116

If you have any questions regarding this request, please do not hesitate to contact me at the telephone number or email listed below.

Sincerely,

Carolyn Huynh  
chuynh@integral-corp.com  
425-359-3116